

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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| | : |
| DANIEL B. GRAVES, | : |
| Plaintiff, | : |
| | 07 Civ. 5471 (BSJ) |
| - against - | : |
| | STIPULATION AND ORDER TO |
| DEUTSCHE BANK SECURITIES INC., | EXTEND TIME TO FILE MOTION |
| | FOR SUMMARY JUDGMENT |
| Defendant. | : |
| | : |
| ----- | X |

IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED by and between counsel for Plaintiff Daniel B. Graves (hereinafter referred to as "Plaintiff") and counsel for Defendant Deutsche Bank Securities Inc. (hereinafter referred to as "Defendant") that the briefing schedule set forth in the December 22, 2011 stipulation and order, ("December 22, 2011 order"), and amended in the January 31, 2012 stipulation and order, Doc. # 131, ("January 31, 2012 order"), be postponed as set forth below.

The December 22, 2011 order set forth the following briefing schedule:

Deadline for filing summary judgment motions.....February 7, 2012
 Deadline for filing opposition briefs.....March 7, 2012
 Deadline for filing reply briefs.....March 20, 2012
 Defendant requests, with Plaintiff's consent, that in lieu of the above schedule,

The January 31, 2012 order amended this schedule as follows:

Deadline for filing summary judgment motions.....May 24, 2012
 Deadline for filing opposition briefs.....June 25, 2012

Deadline for filing reply briefs.....July 2, 2012

The amended schedule proposed by the parties is as follows:

Deadline for filing opposition briefs.....July 2, 2012

Deadline for filing reply briefs.....July 19, 2012

Plaintiff requests this amended schedule for opposition briefs because Richard T. Seymour, lead counsel for Plaintiff in this matter, has been undergoing chemotherapy treatment for leukemia, the hopefully final round of treatment was from June 5 through June 8, 2012, a complication arose shortly thereafter that culminated in his hospitalization from June 15, 2012 until late evening June 18, 2012, and these events have significantly diminished the amount of work he has been able to do. The period for reply briefs takes into account defense counsel's previously established vacation plans.

Dated: New York, New York
June __, 2012

LAW OFFICE OF RICHARD T. SEYMOUR,
P.L.L.C.

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Attorneys for Plaintiff

IT IS SO ORDERED.

Dated: New York, New York
June _____, 2012

Hon. Barbara S. Jones, U.S.D.J.